

DIST/OFFICE	YR.	NUMBER	MO.	DAY	YEAR	J	N/S	O	R	23	\$	OTHER	NUMBER	DEM.	YR.	NUMBER
1085/4	76	0214	5	14	76	4	360	1	14			50	8509		76	0214-B

PLAINTIFFS

DEFENDANTS

JAMES POTTER, The Legally  
Appointed Guardian of Thomas  
Preston Potter

UNITED STATES OF AMERICA

CAUSE

28 U.S.C. Section 1346(b), 2671-80  
Federal Torts Claim Act

ATTORNEYS

Larry A. Gullekson  
Frasier & Frasier  
Mezzanine Floor, Beacon Bldg.  
Tulsa, Oklahoma 74103  
584-4724

Robert P. Santee, Asst. U. S. Atty.

☐ CHECK  
HERE  
IF CASE WAS  
FILED IN  
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FILING FEES PAID

DATE

RECEIPT NUMBER

C.D. NUMBER

STATISTICAL CARDS

CARD DATE MAILED

JS-5 6-1-76

JS-6 10-1-78

DATE 1976	NR.	PROCEEDINGS
5-14	1	Complaint filed. Summons Issued.t
5-18		Summons, ret. & filed: served U. S. Atty, Tulsa on 5-17-76; served Atty. Gen., Dept. of Justice, Wash. D. C. by certified mail. (USM \$3)g
7-14	2.	Answer, filed.k
7-29	3.	Pltf's request for production of documents, filed.k
9-1	4.	Deft's response to pltf's request for production of documents, filed.s
10-18	MO:	Parties are directed to hold PT conf. on or before 11-29-76 & file PT Order on or before 12-6-76. (AEB-J)k cps by cert ml
12-9	5.	Pltf's Proposed Pretrial Order, filed. lm
12-9	6.	Deft's proposed Pretrial Order, filed.s
1977		
1-18	MO	Case set for non-jury trial on 2-22-77 at 10:00 a.m. (AEB-J)s ntc. by cert. ml. w/affid.
1-26	7.	Joint Request to Strike from Non-Jury Trial setting, fld. v (o)
2-1	8.	Order, fld., that this case is stricken from its present non-jury docket of 2-22-77. (AEB-J)v -cps. mld.
2-25	MO	Case set for non-jury trial on 3-21-77 at 10:00 a.m. (AEB-J)k ntc by cert ml w/ affid.
3-10	9	Deft. appl. to strike. fld. ho
3-11	10.	Order, fld., that the appl. to strike non-jury setting of 3-21-77 is granted. Further ordered that Pltf. is granted 60 days from this date to file his brief; Deft. is granted 45 days thereafter to file its brief; and both parties are granted 10 days thereafter to file simultaneous briefs. (AEB-J)v -cps. mld.
4-19	11	Stipulation fld. ho
5-3	12	Pltfs. brief. fld. ho With exhibits attached.
5-4		Medical records, Eastern State Hospital, Thomas Potter. fld. ho
6-15	13	Deft. brief in ans. to Pltf. brief. fld. ho
6-24	14	Pltf. reply brief. fld. ho
6-29	15	Deft's response to pltf's reply brief, filed.k
8-29	16.	Order, filed, striking the proposed pre-trial orders; striking the stipulation by and between the parties and all briefs; and referring case to Mag. Robert S. Rizley for a pre-trial conference. (AEB-J)k cps mld
10-5	17	Pre-trial order, filed. (AEB-J)k cps mld by deft.
10-12	MO	Case referred to Mag. Robert S. Rizley pursuant to Order No. M-128. (AEB-J)k
11-18	18	Stipulation, fld. concerning special master & U.S. Mag.. ho
1978		
1-13	MO	Parties are directed to file trial briefs by 2-1-78. (RSR-Mag)k ntc by KT
2-1	19	Defts. brief, fld. ho
2-1	20	Pltf. brief, fld. ho
2-24	21	Pltf. reply brief, fld. ho
6-9	MO	Case set for oral argument and decision before the Mag. on 6-23-78 at 1:30 p.m. (RSR-Mag)k ntc by KT
6-23	MO	The parties having advised the Mag. that they desire to waive oral arguments, hrg. set for 1:30 p.m. is stricken. (RSR-Mag)k

PLAINTIFF James Potter	DEFENDANT U.S.A.	DOCKET NO. _____ PAGE <u>3</u> OF <u>2</u> PAGES
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DATE 1978	NR.	PROCEEDINGS
6-28	MO	Case set for final decision before the Mag. on 7-5-78 at 9:30 a.m. (RSR-Mag)k ntc mld
7-5	MO:	Hearing for final decision is passed to 7-6-78. (RSR-Mag) b
7-6		Case called for final decision. Parties present. Mag. recommends that judgment be entered for the deft. and against pltf. Deft. to prepare Findings of Fact & Conclusions of law w/in 10 days. (RSR-Mag) b
7-10	--	Reporters transcript of hrg. had on 7-6-78 before Mag. Rizley. fld. (LAW-CSR)ho 17 pgs.
8-4	22.	Findings & Recommendations of the Mag., filed. Mag. recommends that judgment be entered in favor of the deft. and against the pltf. F/F and C/L, filed. (RSR-Mag)k cps mld
9-6	23.	Order, filed, that Judgment be entered in favor of the defendant and against the plaintiff. (AEB-J)b cps mld
9-6	24.	Judgment, filed & entered, in favor of the defendant and against the plaintiff, James Potter, legally appointed guardian of Thomas Preston Potter. (AEB-J)b cps mld

## CIVIL DOCKET CONTINUATION SHEET

FPI-MAR

PLAINTIFF	DEFENDANT	DOCKET NO. _____
		PAGE ____ OF ____ PAGES

DATE	NR.	PROCEEDINGS
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DC-111A REV. (1/75)